

**United States Bankruptcy Court  
Eastern District of Wisconsin  
Local Bankruptcy Rules Committee  
Federal Court House, Room 482  
September 13, 2005 at 3:45p.m.**

In attendance: Larry Liebzeit (telephone), Christine Wolk (telephone), Tonya Trumm (telephone), Peter Blain (telephone), John Foscato (telephone), Thomas King, Christopher Austin, Amy Ginsberg (on behalf of David Asbach), Brett Pfeifer, Jeffrey Nordholm (Chair), Mary Grossman (Reporter).

The first matter considered was the adoption of the Interim Rules Amendments and Rules Additions to Implement Changes Made by the 2005 Bankruptcy Reform Legislation ("Interim Rules"). The Eastern District of Wisconsin Bankruptcy Court judges are considering adoption of these Interim Rules. Christopher Austin was made acting Chair for a motion by Jeffrey Nordholm to recommend that the judges adopt the Interim Rules. Thomas King seconded the motion. After discussion, the committee voted in favor of the motion, with ten members voting for it, none against, and one abstaining.

The committee next addressed the status of the income directive proposed local rule that permits the Chapter 13 Trustee to direct the debtor's employer to withhold from a debtor's pay and pay such amounts to the Chapter 13 Trustee without a court order. Some, but not all, on the committee have received and reviewed the proposed rule. Mary Grossman will circulate the proposed rule before the next meeting.

The committee then developed a list of possible proposed local rules that should be fast-tracked so that they are in place before the bankruptcy reform effective date. The list of fast-tracked proposed rules and the individuals responsible for producing and circulating the proposed rules at least 5 days before the next meeting is as follows:

1. Domestic Support Obligation notice information to be provided by the debtor at the inception of the case (Mary Grossman and Larry Liebzeit).
2. Domestic Support Obligation and other information to be provided by the debtor before discharge (Mary Grossman and Larry Liebzeit).
3. Employer payment advices required under Sec. 521 to be provided to trustees rather than filed with the court (Christopher Austin).
4. Provision for adequate protection payments by Chapter 13 Trustees (Thomas King).
5. Model Chapter 13 plan (Thomas King and Mary Grossman).

The committee next addressed the proposed amendment to LR 2016.1 to increase the Chapter 13 presumed reasonable attorney's fee. Brett Pfeifer has proposed a \$2,500 presumed reasonable fee. Some members of the committee also want additional fees for certain additional services. Thomas King and Mary Grossman proposed a \$500 lower presumed reasonable fee for attorneys that do not use the model plan. There was no

opposition to an increase in the fee, but the amount of the increase and services it should cover are still at issue. The committee deferred consideration of Brett Pfeifer's proposal to increase the presumed reasonable fee to the next meeting so that David Asbach can participate in the discussion and vote on a change to the presumed reasonable fee.

The chair inquired about the status of the amendment to the rule regarding interest on secured claims in Chapter 13 cases. Mary Grossman will circulate the proposed amendment to the rule, and the committee will consider it at the next meeting.

The next meeting will be on September 27, 2005 at 3:30pm in Room 482 of the Federal Court House or such other location to be determined.

The Reporter will circulate a draft of the minutes to each committee member and, after a five day comment and correction period, the minutes will be deemed approved as corrected.

The meeting was adjourned at 5:10p.m.

Minutes prepared by Mary B. Grossman.